

**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF
NEVADA HERETOFORE APPROPRIATED**

Date of filing in State Engineer's Office SEP 22 2000

Returned to applicant for correction _____

Corrected application filed _____

Map filed OCT 29 1998 under 64574

The applicant **Desert Utilities, Inc.**, hereby makes application for permission to change the **Point of Diversion, Place and Manner of Use of a portion** of water heretofore appropriated under **Permit 50815**

1. The source of water is **Underground – Well No. 4**
2. The amount of water to be changed **0.0165 c.f.s., 5.0 acre-feet annually**
3. The water to be used for **Municipal**
4. The water heretofore permitted for **Irrigation and Domestic**
5. The water is to be diverted at the following point **NE¼ SW¼ Section 21, T.19S., R.53E., MDM, or at a point from which the NE corner of said Section 21 bears North 44° 17' 57" East, 3883.46 feet**
6. The existing permitted point of diversion is located within **SE¼ SW¼ Section 31, T.21S., R.54E., MDM, or at a point from which the S¼ corner of said Section 31 bears South 03° 09' 11" East 1216.86 feet**
7. Proposed place of use **SW¼ SW¼, NW¼ SW¼, NE¼ SW¼ Section 15; all of Section 21; the SW¼ NW¼, SE¼ NW¼, S½, NE¼ excluding all lands located Westerly from the East right-of-way line of State Hwy. 160, Section 22; all of Section 28 excluding the SW¼ SE¼; the N½ NW¼, NW¼ NE¼ Section 27; and the NE¼ NE¼ Section 29; T.19S., R.53E., MDM**
8. Existing place of use **within the NE¼ SW¼ (18.77 ac), SE¼ SW¼ (31.5 ac), Government Lot 3 (2 ac) and Government Lot 4 (24 ac), all in Section 31, T.21S., R.54E., MDM, 76.27 acres total. One acre to be removed from irrigation for this application.**
9. Use will be from **January 1 to December 31** of each year.
10. Use was permitted from **January 1 to December 31** of each year.
11. Description of proposed works **well, pump, motor and water distribution system**
12. Estimated cost of works **\$260,000**
13. Estimated time required to construct works **2 years**
14. Estimated time required to complete the application of water to beneficial use **10 years**
15. Remarks: **Use map on file at the Division of Water Resources under Application 64574 to support the proposed point of diversion and place of use and under Application 50815 to support the existing point of diversion and place of use. The water under this application is to be dedicated to Desert Utilities, Inc. for development within the service area.**

Bruce R. Scott, Resource Concepts, Inc.
By **s/Bruce R. Scott**
340 North Minnesota Street
Carson City, Nevada 89703

Compared my/cmf. ag/cmf

Protested _____

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion, place of use and manner of use of a portion of the waters of an underground source as heretofore granted under Permit 50815 is issued subject to the terms and conditions imposed in said Permit 50815 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The total combined duty of water under Permits 59604, 59605, 59606, 64043, 64044, 65101, 65562, 65715, 66829, 67016, and 67950 shall not exceed 1274.789 acre-feet annually.

If any water under this permit is cancelled, withdrawn, or any water is not put to beneficial use, it will revert to the groundwater source and not back to the base water right.

(CONTINUED ON PAGE 3)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.0165 cubic feet per second, but not to exceed 5.0 acre-feet annually.

Work must be prosecuted with reasonable diligence and be completed on or before:

N/A

Proof of completion of work shall be filed on or before:

N/A

Water must be placed to beneficial use on or before:

May 13, 2006

Proof of the application of water to beneficial use shall be filed on or before:

June 13, 2006

Map in support of proof of beneficial use shall be filed on or before:

N/A

IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.,

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 20th day of January, A.D. 2004


State Engineer

Completion of work filed February 08, 1999 under 64043

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____